# UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

Mar-Can Transportation Company, Inc.,

Plaintiff,

-against-

Local 854 Pension Fund,

Defendant.

20-CV-8743 (CS)

**ECF** 

DECLARATION OF BRYAN MCCARTHY, ESQ.

Bryan McCarthy, an attorney admitted to practice before the Courts of the State of New York, declares the following to be true and correct under penalty of perjury:

- 1. I am counsel for the Amalgamated Transit Workers Local 854 Pension Fund ("ATW Fund"). In my capacity as counsel to the ATW Fund, I am generally familiar with the above-captioned action. I have spoken with Jennifer Clark, counsel to Defendant Local 854 Pension Fund ("Teamsters Fund") concerning the Teamsters Fund's inquiries as to the ATW Fund's status as a "bona fide multiemployer defined benefit fund."
- 2. I do not know exactly what the Teamsters Fund means by "bona fide." I understand that the Teamsters Fund has rejected the redacted CBAs previously provided on the grounds that the redacted sections may contain language stating that the employer is not obligated to contribute to the ATW Fund after all, thus negating the unredacted sections. I view this suggestion as absurd. The Teamsters Fund appears to be questioning whether the ATW Fund is an operational multiemployer plan, or a sham entity created in order to trick the Teamsters Fund into transferring millions of dollars into its accounts.
- 3. The Teamsters Fund's accusation is especially peculiar because the Teamsters Fund has personal knowledge that the ATW Fund is a "bona fide, multiemployer

defined benefit fund." Upon information and belief, William Cassese and John Curcio are trustees of the Teamsters Fund. Cassese owns Mar-Can, and Curcio owns Empire State Bus Corp., Allied Transit Corp. and Empire Charter Service, Inc. These companies, Mar-Can, Empire State Bus Corp., Allied Transit Corp. and Empire Charter Service, Inc. are all contributing employers to the ATW Fund. Attached hereto as Exhibits A and B are true and correct redacted copies of Payment Records for all four (4) companies as of February 26, 2021.

- 4. The Teamsters Fund's request for documents from the ATW Fund to prove facts that are already within the personal knowledge of the Teamsters Fund's own Board of Trustees is wasteful and unnecessary. It suggests that the Teamsters Fund has an unrelated reason for requesting copies of these documents, and simply views this litigation as an opportunity to obtain them.
- 5. The ATW Fund therefore provides this affidavit in lieu of the documents requested. Because I created or negotiated the necessary documents to establish the ATW Fund, I co-ordinate with its actuaries, accountants and staff, and I am its outside general counsel, I have personal knowledge that the ATW Fund is a multiemployer, defined benefit pension fund that is fully operational and operated in compliance with all relevant statutes and regulations.

#### **Information Request**

6. As counsel to the ATW Fund, I represented the ATW Fund in drafting its Declaration of Trust, Pension Plan, and Summary Plan Description. I represented the ATW Fund

For the convenience of the parties and the Court, where Mar-Can has previously produced a bates stamped version of a document relied upon in this affidavit, I have co-ordinated with Mar-Can for copies of its production and used the bates stamped version here.

in negotiating its collective bargaining agreements ("CBAs") with several current employers, including but not limited to Mar-Can, Empire State Bus Company, Allied Transit Corp., Empire Charter Service, Inc., and Consolidated Bus Transit, Inc. I am also familiar with CBAs between Local 854 and other entities.

The ATW Fund considers these documents to be commercially sensitive, in that familiarity with the contract terms, contribution rates and benefits provided therein would assist Local 854's competitors in lobbying contributing employers and their employees to sign with other unions. Employers who sign with other unions would typically cease contributing to the ATW Fund, thus reducing the number of employee participants in and contributing employers to the ATW Fund. All other things being equal, pension funds with more participants and contributing employers are more financially stable.

#### Multiemployer Plan

8. The ATW Fund is a multiemployer plan, because multiple employers are obligated by CBAs to contribute to the ATW Fund. True and correct redacted copies of CBAs between Local 854 and four employers are attached hereto as <a href="Exhibits C and D">Exhibits C and D</a>. See 29 U.S.C. § 1002(37) (statutory definition of multiemployer plan). Nothing in the redacted portion of the CBAs contradicts the employers' stated obligation in the unredacted portion to contribute to the ATW Fund.

#### **Defined Benefit Plan**

- 9. The ATW Fund has a valid Trust Declaration, Pension Plan, and Summary Plan Description in compliance with governing law.
  - 10. Most union pension plans are defined benefit plans, under which the plan

document defines the pension benefit that will be paid to a plan participant, based on the plan's eligibility requirements and the participant's accrued service under the plan. For example, a defined benefit plan might provide that a participant earns one pension credit for every 12 months of service, is eligible to retire upon reaching at least 55 years of age and 15 pension credits, and upon the participant's eligibility the pension plan will pay the participant a pension equal to \$100 per pension credit per month (*i.e.* the "Normal Pension Benefit"). *See* 29 U.S.C. § 1002(35) (definition of defined benefit plan).

- Plans that are not defined benefit plans are called defined contribution or individual account plans, under which the participant is typically entitled to receive contributions to the account plus investment gains or losses on those contributions. A 401k is a defined contribution or individual account pension plan. See 29 U.S.C. § 1002(34) (definition of defined contribution plan).
- 12. The ATW Fund is a defined benefit pension plan. A true and correct redacted version of the SPD is attached hereto as <a href="Exhibit E">Exhibit E</a>. See 29 U.S.C. § 1002(35) (definition of defined benefit plan). Nothing in the redacted portion of the SPD contradicts or modifies the ATW Fund's status as a defined benefit pension plan. The ATW Fund does not provide participants with any options for defined contribution or individual account pension benefits.

#### **Public Filings**

- 13. The ATW Fund has complied with all statutory and regulatory filing requirements, including requirements concerning ERISA Forms 5500 and 5300.
- 14. ERISA Form 5500 was developed by the Internal Revenue Service ("IRS"), Department of Labor ("DOL"), and Pension Benefit Guaranty Corporation ("PBGC"). It

provides key reporting information at the end of each plan year, facilitating these agencies' robust oversight of multiemployer pension plans such as the ATW Fund.

- 15. ERISA Form 5300 is similar, but is filed by new plans to request an advance determination that the plan satisfies all government requirements. Plans are not legally required to file Form 5300. However, the Fund intends to file Form 5300 in April or May 2021.
- 16. The ATW Fund will not be required to file Form 5500 until December 31, 2021, seven months after the last day of its first plan year, which is May 31, 2021.

#### **Operational Status**

- 17. The ATW Fund is an operational pension fund. It has approximately 10 contributing employers. It also has several hundred participants. True and correct copies of Participant Histories by Shop for employers Mar-Can, Empire State Bus Corp., Allied Transit Corp. and Empire Charter Service, Inc. are attached hereto as Exhibits F and G.
- 18. The ATW Fund receives employer contributions and awards pension credits to participants.
- 19. The ATW Fund has leased office space, hired staff, and retained professionals to provide legal, actuarial and accounting services.

#### **Employment Identification Number**

- 20. The Teamsters Fund has requested the ATW Fund's Employer Identification Number ("EIN"). Based on our review of 29 U.S.C. § 1415, we see no need for the Teamsters Fund to request the ATW Fund's EIN as a condition of executing the mandatory pension transfer, and the Teamsters Fund has provided no explanation.
  - 21. However, because the number will be included in the ATW Fund's future

public filings and is not confidential, we are providing it nonetheless. A true and correct copy of the IRS's notification of EIN to the ATW Fund is attached hereto as Exhibit H.

Dated: Valley Stream, New York

March 30, 2021

Bryan McCarthy

# **EXHIBIT A**

420 West Merrick Road Valley Stream, NY 11580

	Pension Pa	yments Fron	n 10/01/2	20 To 2/26/2	21
MARCAN BU	IS CORP DRIVE	RS AND MECH	ANICS		
Range From	Range To	Check Date	Check#	Payment Date	Payment Amount
January - 2021	January - 2021				\$xx,xxx.xx
December - 2020	December - 2020				\$xx,xxx.xx
November - 2020	November - 2020				\$xx,xxx.xx
October - 2020	October - 2020				\$xx,xxx.xx
MARCAN BU	S CORP DRIVE	RS AND MECH	ANICS Pens	i	\$xxx,xxx.xx

# **EXHIBIT B**

420 West Merrick Road Valley Stream, NY 11580

#### Pension Payments From 10/01/20 To 2/26/21 **EMPIRE STATE BUS DRIVERS & MATRONS** Range From Range To **Check Date** Check# **Payment Date Payment Amount** December - 2020 December - 2020 \$x,xxx.xx November - 2020 November - 2020 \$x,xxx.xx October - 2020 October - 2020 \$x,xxx.xx **EMPIRE STATE BUS DRIVERS & MATRONS Pension To**

\$x,xxx.xx

420 West Merrick Road Valley Stream, NY 11580

# Pension Payments From 10/01/20 To 2/26/21

### **EMPIRE CHARTER DRIVERS & MATRONS**

Range From	Range To	Check Date	Check#	Payment Date	Payment Amount
December - 2020	December - 2020				\$x,xxx.xx
November - 2020	November - 2020				\$x,xxx.xx
October - 2020	October - 2020				\$x,xxx.xx

**EMPIRE CHARTER DRIVERS & MATRONS Pension Tot** 

\$x,xxx.xx

420 West Merrick Road Valley Stream, NY 11580

#### Pension Payments From 10/01/20 To 2/26/21 **ALLIED TRANSIT DRIVERS & MATRONS Payment Amount Check Date** Check# **Payment Date Range From** Range To December - 2020 December - 2020 \$x,xxx.xx November - 2020 November - 2020 \$x,xxx.xx October - 2020 October - 2020 [C] \$x,xxx.xx October - 2020 October - 2020 \$x,xxx.xx **ALLIED TRANSIT DRIVERS & MATRONS Pension Total**

\$xx,xxx.xx

# **EXHIBIT C**

# **Collective Bargaining Agreement**

### **Between**

**Mar-Can Transportation Inc.** 

&

**Local 854 A.T.W.** 

**REDACTED** 

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## **ARTICLE 26 PENSION**

A) The Employer agrees to contribute monthly to the Trustees of Local 854 Pension Fund, **REDACTED** 

either party notifies the other in writing, by registered or certified mail at least sixty (60) days before the expiration date of its desire to amend, after or modify said. Agreement on such expiration date. Upon giving notice, depending upon the request, the Agreement shall either be negotiated for the purpose of modification, or it shall be deemed to expire as of said expiration date.

REDACTED

AMALGAMATED LOCAL 854, A.T.W.

Nicholas Lacerenza

President, Amalgamated Local 854

MAR-CAN TRANSPORTATION

Darin Piro

President, Mar-Can Trans.

# **EXHIBIT D**

# **COLLECTIVE BARGAINING AGREEMENT**

Between
EMPIRE STATE BUS CORP.
ALLIED TRANSIT CORP.
EMPIRE CHARTER SERVICE, INC.

&

AMALGAMATED TRANSIT WORKERS UNION LOCAL 854

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requirements.	
	İ
SECTION 30 PENSION	
For employees with the Employer will contrib	
all eligible employees to the ATW Local 854 Pension Fund.	for
For employees with	
the Employer will contribute	

	to the to the ATW Local 854 Pension
Fund,	
For employees	the Company will contribute
1 2	1 7
Contributions shall be payable to the ATW L	ocal 854 Pension Fund,
SECTI PEDEAN	
BEREAV	<u>/EMEN1</u>

paid, but not said holiday.

#### SECTION 32 TERMS OF AGREEMENT

This Agreement shall go into full force and effect commencing shall be effective through

Amalgamated Transit Workers Local 854

Niebolas Lacerenza

President, Amalgamated Transit

Workers Union Local 854

Empire State Bus Corp.

John Carcio

President, Empire State Bus Corp.

Empire Charter Service, Inc.

John Curcio

President, Empire Charter Service, Inc.

Allied Transit Corp.

Valerie Curcio

President, Allied Transit Corp.

# **EXHIBIT E**

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# AMALGAMATED TRANSIT WORKERS LOCAL 854 PENSION FUND

**Pension Plan** 

Effective June 1, 2020

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# ARTICLE II Participation



2.2 Effective June 1, 2020 an Employee will become a Participant in the Plan upon the completion of one (1) Hour of Service following his date of employment with a Contributing Employer and will receive a year of Vesting Service upon the completion of 1,000 hours of service within a twelve (12) consecutive month period following his date of employment with a Contributing Employer. Non-Bargained Employees shall be considered Participants to the extent that the participation by such Employees is pursuant to a Participation Agreement accepted by the Trustees, permit by applicable law and is compliance with the participation, coverage and non-discrimination provisions of the Code.

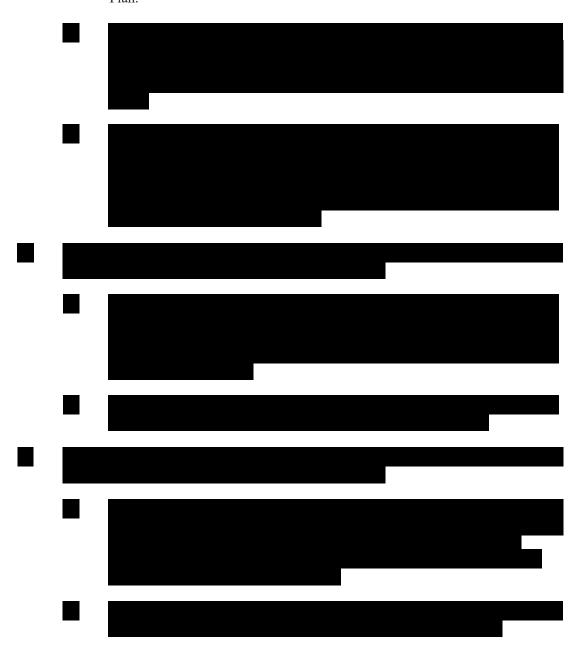


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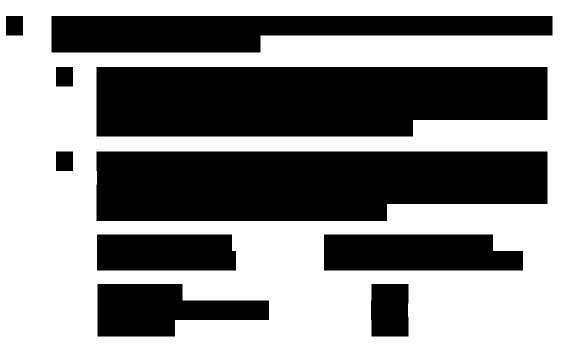
# ARTICLE IV Pension Benefits

#### 4.1 <u>Normal Pension Benefit</u>

(a) (1) A Participant who has reached his or her 65th birthday shall be eligible for a Normal Retirement Benefit provided he or she has at least ten years of Credited Service, at least one year of which shall be Future Credit, or he or she has completed the 10th anniversary of the date the Participant commenced participation in the Plan.



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#### 4.2 Early Pension Benefit

- (a) A Participant who has reached his or her 62nd birthday shall be eligible for an Early Pension Benefit provided he or she has at least 10 years of Credited Service, at least one year of which shall be Future Credit.
- (b) The monthly amount of Early Pension shall be determined in the same manner as the Normal Pension Benefit to which the Participant would be entitled if he or she was 65 years of age and then reduced by 1/2 of 1% for each month the Participant is younger than 65 on the effective date of his or her early retirement.
- (c) A Participant with 35 or more Credited Service, of which at least 15 years are Future Service, may retire at any time after reaching age 57, without a reduction for age.

#### 4.3 <u>Disability Pension Benefit</u>

(a) A Participant who has been totally and permanently disabled consistent with the requirements of this Section, shall be eligible for a disability retirement benefit, provided (1) he has at least 10 years of Vesting Service under Section 3.4; (2) he worked 250 Hours of Service in the Plan Year immediately preceding the date of disability; and (3) he has applied for and is receiving a Social Security disability benefit. Any Participant retired on a Disability Retirement Pension may be required to submit, annually, prior to attainment of age sixty-two (62), a copy of his Social Security disability benefit check. If he fails to provide this when requested by the Trustees, his disability benefit will cease until he submits a copy of the check to the Trustees.

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- (b) The monthly amount of disability retirement benefit shall be determined in the same manner as the Normal Pension Benefit to which the Participant would be entitled if he were then 65 years of age.
- (c) If a person in receipt of a Disability Pension Benefit ceases to be totally and permanently disabled, his or her pension shall terminate as of the first day of the month of such recovery.
- (d) Once a Participant has satisfied all of the eligibility requirements under subsection (a) above, the Disability Pension shall be payable retroactive to the first day of the month following the date the Participant's completed pension application was received by the Fund, but in no event earlier then the first day of the month after all the requirements of subsection (a) are met.



# **EXHIBIT F**

420 West Merrick Road Valley Stream, NY 11580

#### Fund Participants By Shop

#### Shop 353 - MARCAN BUS CORP DRIVERS AND MECHANICS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
ABREU, DORYS		Y	N	0.0	<1	Oct 2020	Jan 2021
ACEVEDO III, ALVARO		Y	N	0.0	<1	Oct 2020	Jan 2021
ALBA, ALDINELY		Y	N	0.0	<1	Oct 2020	Jan 2021
ALLEN, RAYMOND		Y	N	0.0	<1	Oct 2020	Jan 2021
ALTAGRACIA, MAGALYS		Y	N	0.0	<1	Oct 2020	Jan 2021
ALVAREZ DE ROMERO, Y		Y	N	0.0	<1	Oct 2020	Jan 2021
ALVAREZ, ATANACIA		Y	N	0.0	<1	Oct 2020	Jan 2021
ALVAREZ, SANTA		Y	N	0.0	<1	Oct 2020	Nov 2020
ALVAREZ, SANTA		Y	N	0.0	<1	Jan 2021	Jan 2021
ANGELINA, CLAUDINA		Y	N	0.0	<1	Oct 2020	Jan 2021
APPADU, ROHIT		Y	N	0.0	<1	Dec 2020	Jan 2021
AROCHO, BIANCA		Y	N	0.0	<1	Nov 2020	Nov 2020
ARRIOLA, ROMULO		Y	N	0.0	<1	Oct 2020	Nov 2020
ARRIOLA, ROMULO		Y	N	0.0	<1	Jan 2021	Jan 2021
BAEZ GONZALEZ, EDUAR		Y	N	0.0	<1	Oct 2020	Jan 2021
BAKER, LAWRENCE		Y	N	0.0	<1	Nov 2020	Nov 2020
BALY FAMILIA, GERMANI		Y	N	0.0	<1	Oct 2020	Jan 2021
BARRETT, ARTHUR		Y	N	0.0	<1	Oct 2020	Jan 2021
BATISTA, FREDDY A		Y	N	0.0	<1	Oct 2020	Jan 2021
BECKFORD, EVERETH		Y	N	0.0	<1	Oct 2020	Jan 2021
BELTRE, ZULEMA		Y	N	0.0	<1	Oct 2020	Jan 2021
BENOIT, PATRICK		Y	N	0.0	<1	Oct 2020	Jan 2021
BERNAL, JUAN		Y	N	0.0	<1	Nov 2020	Dec 2020
BLOUNT, LORRAINE		Y	N	0.0	<1	Oct 2020	Jan 2021
CABALLERO, ERWIN		Y	N	0.0	<1	Oct 2020	Jan 2021
CALDERON, GREGARIO		Y	N	0.0	<1	Dec 2020	Dec 2020
CAMPBELL, LOUIS		Y	N	0.0	<1	Oct 2020	Jan 2021
CAMPBELL, MORRIS		Y	N	0.0	<1	Oct 2020	Jan 2021
CARDENES MORALES, YA		Y	N	0.0	<1	Oct 2020	Jan 2021
CARDINEZ, RUDOLPH		Y	N	0.0	<1	Oct 2020	Jan 2021
CARDONA, MARIA		Y	N	0.0	<1	Oct 2020	Jan 2021
CASTILLO, FLAVIA		Y	N	0.0	<1	Oct 2020	Dec 2020
CASTILLO, JOSUE		Y	N	0.0	<1	Oct 2020	Jan 2021
CASTILLO, LUZ		Y	N	0.0	<1	Oct 2020	Jan 2021
CHAPMAN, JOSHUA		Y	N	0.0	<1	Nov 2020	Jan 2021
CHAVYS, AMANDA		Y	N	0.0	<1	Oct 2020	Jan 2021
CHIRINO, MAGALY		Y	N	0.0	<1	Oct 2020	Jan 2021

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420 West Merrick Road Valley Stream, NY 11580

#### **Fund Participants By Shop**

#### Shop 353 - MARCAN BUS CORP DRIVERS AND MECHANICS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
COLON, WILSON		Y	N	0.0	<1	Nov 2020	Nov 2020
CONCEPTION, IRIS		Y	N	0.0	<1	Oct 2020	Jan 2021
CONTRERAS, ROBERTO		Y	N	0.0	<1	Nov 2020	Jan 2021
CORTEZ, JOSE		Y	N	0.0	<1	Oct 2020	Jan 2021
CRESPO, JACQUELINE		Y	N	0.0	<1	Oct 2020	Jan 2021
CRESPO, URBANO		Υ	N	0.0	<1	Oct 2020	Jan 2021
CRISOSTOMO, SANDRA		Y	N	0.0	<1	Oct 2020	Jan 2021
CRUZ, ANA		Y	N	0.0	<1	Oct 2020	Jan 2021
DAVIS, SALIMA		Y	N	0.0	<1	Oct 2020	Jan 2021
DE LA CRUZ, RUTH		Y	N	0.0	<1	Nov 2020	Nov 2020
DELACRUZ, ORLANDEZ		Y	N	0.0	<1	Nov 2020	Nov 2020
DELGADO, DIANA		Y	N	0.0	<1	Oct 2020	Nov 2020
DELGADO, DIANA		Y	N	0.0	<1	Jan 2021	Jan 2021
DELL, VINCENT		Y	N	0.0	<1	Jan 2021	Jan 2021
DELL, VINCENT		Y	N	0.0	<1	Oct 2020	Nov 2020
DELROSARIO, IDALIA		Y	N	0.0	<1	Oct 2020	Jan 2021
DEONANDAN, CRISENDA	T	Y	N	0.0	<1	Oct 2020	Nov 2020
DISLA MEJIA, SILBENIS		Y	N	0.0	<1	Oct 2020	Jan 2021
DORRIS, DERYCK		Y	N	0.0	<1	Oct 2020	Jan 2021
DRAGHINE, RUDOLPH		Y	N	0.0	<1	Oct 2020	Jan 2021
DUNLAP, JOAN		Y	N	0.0	<1	Oct 2020	Nov 2020
DUNLAP, JOAN		Y	N	0.0	<1	Jan 2021	Jan 2021
DURAN GUAMAN, ANA		Y	N	0.0	<1	Oct 2020	Jan 2021
ELLIS, ONEIL		Y	N	0.0	<1	Oct 2020	Jan 2021
ENCARNACION, PABLO		Y	N	0.0	<1	Oct 2020	Jan 2021
ESTEVES, GUILLERMO		Y	N	0.0	<1	Oct 2020	Jan 2021
ESTEVEZ JR, LUIS		Y	N	0.0	<1	Oct 2020	Jan 2021
ESTRELLA, ROSA		Y	N	0.0	<1	Oct 2020	Jan 2021
FELICIANO, YVETTE		Y	N	0.0	<1	Jan 2021	Jan 2021
FELICIANO, YVETTE		Y	N	0.0	<1	Oct 2020	Nov 2020
FELIU, RAFAEL		Y	N	0.0	<1	Oct 2020	Jan 2021
FERMIN, RAFAEL		Y	N	0.0	<1	Oct 2020	Dec 2020
FLORES, ELIZABETH		Y	N	0.0	<1	Oct 2020	Jan 2021
FLORES, MELISSA		Y	N	0.0	<1	Oct 2020	Jan 2021
FONTECCHIO, ANNETTE		Y	N	0.0	<1	Oct 2020	Jan 2021
FORTUNATO, ANA		Y	N	0.0	<1	Oct 2020	Jan 2021
FORTUNATO, BELKIS		Y	N	0.0	<1	Oct 2020	Jan 2021

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### **Fund Participants By Shop**

#### Shop 353 - MARCAN BUS CORP DRIVERS AND MECHANICS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
GALVEZ, ELIEZER		Y	N	0.0	<1	Nov 2020	Nov 2020
GARCIA, ARIEL		Y	N	0.0	<1	Oct 2020	Jan 2021
GATTO, DANIEL		Y	N	0.0	<1	Nov 2020	Jan 2021
GEORGE, SENEIDA		Y	N	0.0	<1	Oct 2020	Jan 2021
GOMEZ, CARLOS		Y	N	0.0	<1	Oct 2020	Jan 2021
GONZALEZ, DAYSI		Y	N	0.0	<1	Oct 2020	Jan 2021
GONZALEZ, KEYSI		Y	N	0.0	<1	Oct 2020	Jan 2021
GONZALEZ, MABEL		Y	N	0.0	<1	Oct 2020	Jan 2021
GORDON, CLETUS		Y	N	0.0	<1	Jan 2021	Jan 2021
GUERRERO, ALTAGRACIA	2	Y	N	0.0	<1	Oct 2020	Jan 2021
GUERRERO, SOMALIA		Y	N	0.0	<1	Oct 2020	Oct 2020
GUERRIER, CLIFORD		Y	N	0.0	<1	Oct 2020	Dec 2020
GUZMAN, RAFAEL		Y	N	0.0	<1	Oct 2020	Jan 2021
GUZMAN, RAMON		Y	N	0.0	<1	Oct 2020	Jan 2021
HALIDU, ALI		Y	N	0.0	<1	Oct 2020	Jan 2021
HAMILTON, HERBERT		Y	N	0.0	<1	Oct 2020	Jan 2021
HANNAM, VENRY		Y	N	0.0	<1	Oct 2020	Jan 2021
HARRIS-BURTS, JACQUEL		Y	N	0.0	<1	Oct 2020	Nov 2020
HARRIS-BURTS, JACQUEL		Y	N	0.0	<1	Jan 2021	Jan 2021
HAUSER, CARL		Y	N	0.0	<1	Oct 2020	Jan 2021
HAWKINS, WOODROW		Y	N	0.0	<1	Oct 2020	Jan 2021
HAYWARD, AMANDA		Y	N	0.0	<1	Oct 2020	Nov 2020
HAYWARD, AMANDA		Y	N	0.0	<1	Jan 2021	Jan 2021
HENRY, FREDERICK		Y	N	0.0	<1	Oct 2020	Jan 2021
HERAS, JUAN		Y	N	0.0	<1	Oct 2020	Jan 2021
HERNANDEZ, MAGALY		Y	N	0.0	<1	Oct 2020	Jan 2021
HUDSON, KEITH		Y	N	0.0	<1	Oct 2020	Jan 2021
JEAN PIERRE, MAKENSON	ń	Y	N	0.0	<1	Oct 2020	Jan 2021
JOHNSON, IVA		Y	N	0.0	<1	Oct 2020	Jan 2021
JOHNSON, TERRY		Y	N	0.0	<1	Oct 2020	Jan 2021
JONES, FRANCES		Y	N	0.0	<1	Oct 2020	Jan 2021
JOSHUA, GREGORY		Y	N	0.0	<1	Oct 2020	Jan 2021
JOYNER, TIMOTHY		Y	N	0.0	<1	Jan 2021	Jan 2021
JOYNER, TIMOTHY		Y	N	0.0	<1	Oct 2020	Nov 2020
KANO, HAMZA		Y	N	0.0	<1	Oct 2020	Dec 2020
KHALAWAN, CHRISENDA		Y	N	0.0	<1	Oct 2020	Nov 2020
KHALAWAN, CHRISENDA		Y	N	0.0	<1	Jan 2021	Jan 2021

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#### **Fund Participants By Shop**

## Shop 353 - MARCAN BUS CORP DRIVERS AND MECHANICS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
KUNJU, YOHANNAN		Y	N	0.0	<1	Oct 2020	Nov 2020
LAMBOY, LOIDA		Y	N	0.0	<1	Oct 2020	Dec 2020
LEDESMA, BENJAMIN		Y	N	0.0	<1	Oct 2020	Jan 2021
LEDESMA, NORBERTO		Y	N	0.0	<1	Oct 2020	Jan 2021
LENDOF, FELIX		Y	N	0.0	<1	Oct 2020	Jan 2021
LEONARDO-GOMEZ, WILL		Y	N	0.0	<1	Oct 2020	Jan 2021
LESLIE, TREVOR		Y	N	0.0	<1	Oct 2020	Jan 2021
LISANTI, SONIA		Y	N	0.0	<1	Oct 2020	Jan 2021
LOPEZ GONZALEZ, JOHAN	_	Y	N	0.0	<1	Oct 2020	Jan 2021
LOPEZ, JOSE		Y	N	0.0	<1	Oct 2020	Nov 2020
LOPEZ, JOSE		Y	N	0.0	<1	Jan 2021	Jan 2021
LOPEZ, LYDIA		Y	N	0.0	<1	Oct 2020	Nov 2020
LOPEZ, LYDIA		Y	N	0.0	<1	Jan 2021	Jan 2021
MALDONADO, SIRA		Y	N	0.0	<1	Oct 2020	Jan 2021
MARIA, JOAQUIN		Y	N	0.0	<1	Oct 2020	Jan 2021
MARMOLEJOS, DALIS A		Y	N	0.0	<1	Oct 2020	Jan 2021
MARMOLEJOS, PORFIRIO		Y	N	0.0	<1	Oct 2020	Jan 2021
MARTE, LUIS		Y	N	0.0	<1	Oct 2020	Dec 2020
MARTINEZ, HECTOR		Y	N	0.0	<1	Oct 2020	Nov 2020
MARTINEZ, HECTOR		Y	N	0.0	<1	Jan 2021	Jan 2021
MARTINEZ, JESSICA		Y	N	0.0	<1	Oct 2020	Jan 2021
MARTINEZ, JONATHAN		Y	N	0.0	<1	Oct 2020	Jan 2021
MATEO, JOSE		Y	N	0.0	<1	Oct 2020	Jan 2021
MATOS, CIPRIAN		Y	N	0.0	<1	Nov 2020	Jan 2021
MCCLYMONT, EARL		Y	N	0.0	<1	Jan 2021	Jan 2021
MCCLYMONT, EARL		Y	N	0.0	<1	Oct 2020	Nov 2020
MCGILL, GWENDOLYN		Y	N	0.0	<1	Nov 2020	Nov 2020
MCLEAN, TIA		Y	N	0.0	<1	Oct 2020	Jan 2021
MELITI, DOMINICK		Y	N	0.0	<1	Nov 2020	Nov 2020
MILLS, LILLIAN		Y	N	0.0	<1	Oct 2020	Jan 2021
MIZZI, SONIA		Y	N	0.0	<1	Nov 2020	Jan 2021
MONTANERO, JENNY		Y	N	0.0	<1	Oct 2020	Jan 2021
MONTANERO, LUIS		Y	N	0.0	<1	Oct 2020	Jan 2021
MONTANERO, SONNIA		Y	N	0.0	<1	Oct 2020	Jan 2021
MORALES, ALFREDO		Y	N	0.0	<1	Jan 2021	Jan 2021
MORALES, ALFREDO		Y	N	0.0	<1	Oct 2020	Nov 2020
MORALES, JULIANO		Y	N	0.0	<1	Oct 2020	Jan 2021

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#### **Fund Participants By Shop**

#### Shop 353 - MARCAN BUS CORP DRIVERS AND MECHANICS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
MORALES, LUIS ANDRES	S	Y	N	0.0	<1	Nov 2020	Dec 2020
MOTA SANTANA, HECTOR	3	Y	N	0.0	<1	Oct 2020	Nov 2020
MOTA SANTANA, HECTOR	3	Y	N	0.0	<1	Jan 2021	Jan 2021
MOTA, INDIANA		Y	N	0.0	<1	Nov 2020	Jan 2021
MOTA, MARIA		Y	N	0.0	<1	Oct 2020	Jan 2021
MULLINGS-WATT, DONNA	1	Y	N	0.0	<1	Oct 2020	Dec 2020
MYERS, GLORIA		Y	N	0.0	<1	Oct 2020	Jan 2021
NANKU, CHATTERPAUL		Y	N	0.0	<1	Nov 2020	Nov 2020
NICOLAS, DONALD		Y	N	0.0	<1	Oct 2020	Nov 2020
NICOLAS, DONALD		Y	N	0.0	<1	Jan 2021	Jan 2021
NUNEZ DELA CRUZ, WILL	I	Y	N	0.0	<1	Oct 2020	Jan 2021
NUNEZ, ROSANNA		Y	N	0.0	<1	Nov 2020	Nov 2020
NUNKIN, DAVID		Y	N	0.0	<1	Oct 2020	Jan 2021
OLIVO, SCARLEN		Y	N	0.0	<1	Oct 2020	Jan 2021
ORTIZ, ANDRES		Y	N	0.0	<1	Oct 2020	Jan 2021
ORTIZ, BENJAMIN		Y	N	0.0	<1	Oct 2020	Nov 2020
ORTIZ, BENJAMIN		Y	N	0.0	<1	Jan 2021	Jan 2021
ORTIZ, CARLOS		Y	N	0.0	<1	Oct 2020	Jan 2021
OSBORNE, MONTIA		Y	N	0.0	<1	Oct 2020	Nov 2020
PABON, CHRISTINE		Y	N	0.0	<1	Oct 2020	Jan 2021
PANTALEON, SILVIO		Y	N	0.0	<1	Oct 2020	Dec 2020
PARKER, SHARON		Y	N	0.0	<1	Oct 2020	Jan 2021
PARRA MARTINEZ, JANEII	3	Y	N	0.0	<1	Oct 2020	Jan 2021
PATRICK, JOE		Y	N	0.0	<1	Oct 2020	Jan 2021
PENA, VLADIMIR		Y	N	0.0	<1	Oct 2020	Jan 2021
PEREZ, ARIEL		Y	N	0.0	<1	Nov 2020	Nov 2020
PEREZ, DAGOBERTO		Y	N	0.0	<1	Oct 2020	Jan 2021
PEREZ, SOLANGEL		Y	N	0.0	<1	Jan 2021	Jan 2021
PEREZ, SOLANGEL		Y	N	0.0	<1	Oct 2020	Nov 2020
PIMENTAL, NURYS		Y	N	0.0	<1	Nov 2020	Nov 2020
PIMENTEL, ELUISIS		Y	N	0.0	<1	Oct 2020	Jan 2021
QUINTANA, ALEXIS		Y	N	0.0	<1	Oct 2020	Jan 2021
RAMIREZ, ESMELYN		Y	N	0.0	<1	Oct 2020	Jan 2021
RAMOS, LETICIA		Y	N	0.0	<1	Oct 2020	Jan 2021
RAMSINGH, DAVID		Y	N	0.0	<1	Oct 2020	Jan 2021
REED, MARLANA		Y	N	0.0	<1	Oct 2020	Jan 2021
REYES, ROCIO	4	Y	N	0.0	<1	Oct 2020	Jan 2021

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#### Fund Participants By Shop

#### Shop 353 - MARCAN BUS CORP DRIVERS AND MECHANICS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
REYNOSO-OLIVO, MARILI		Y	N	0.0	<1	Oct 2020	Jan 2021
RICHARDS, AUGUSTUS		Y	N	0.0	<1	Oct 2020	Jan 2021
RIVERA, EDGARDO		Y	N	0.0	<1	Oct 2020	Dec 2020
RIVERA, FREDDY		Y	N	0.0	<1	Oct 2020	Jan 2021
ROBERTSON, ISAAC		Y	N	0.0	<1	Oct 2020	Jan 2021
RODRIGUEZ, DULCE		Y	N	0.0	<1	Oct 2020	Jan 2021
RODRIGUEZ, GEORGINA		Y	N	0.0	<1	Jan 2021	Jan 2021
RODRIGUEZ, GEORGINA		Y	N	0.0	<1	Oct 2020	Nov 2020
RODRIGUEZ, MIRTHA		Y	N	0.0	<1	Oct 2020	Jan 2021
RODRIGUEZ, SIMON		Y	N	0.0	<1	Oct 2020	Jan 2021
RODRIGUEZ, WILSON M		Y	N	0.0	<1	Oct 2020	Jan 2021
ROJAS, ROSA E		Y	N	0.0	<1	Oct 2020	Jan 2021
RUIZ, CARMEN		Y	N	0.0	<1	Oct 2020	Jan 2021
RUIZ, ISIDORO		Y	N	0.0	<1	Oct 2020	Nov 2020
RUIZ, ISIDORO		Y	N	0.0	<i< td=""><td>Jan 2021</td><td>Jan 2021</td></i<>	Jan 2021	Jan 2021
RUIZ, WANDA		Y	N	0.0	<1	Oct 2020	Jan 2021
SAINT-HILAIRE, JOSE		Y	N	0.0	<1	Nov 2020	Nov 2020
SANAYCELA, EZEQUIEL		Y	N	0.0	<1	Oct 2020	Jan 2021
SANCHEZ, KENNETH		Y	N	0.0	<1	Oct 2020	Jan 2021
SANCHEZ, RAMON		Y	N	0.0	<1	Oct 2020	Jan 2021
SANCHEZ, SERGIO CIPRIA		Y	N	0.0	<1	Oct 2020	Jan 2021
SANCHEZ-MOREL, MAHLI		Y	N	0.0	<1	Oct 2020	Jan 2021
SANTANA MARMOLEJOS,	111	Y	N	0.0	<1	Oct 2020	Dec 2020
SANTANA, JOSEPH A		Y	N	0.0	<1	Oct 2020	Jan 2021
SANTANA, MARIA		Y	N	0.0	<1	Oct 2020	Jan 2021
SANTIAGO, MOISES		Y	N	0.0	<1	Oct 2020	Jan 2021
SCOTT, DONOVAN		Y	N	0.0	<1	Oct 2020	Jan 2021
SERRANO, ARACELIA		Y	N	0.0	<1	Oct 2020	Jan 2021
SEWELL, LARRY		Y	N	0.0	<1	Nov 2020	Nov 2020
SHEPARD, SHEILA		Y	N	0.0	<1	Oct 2020	Jan 2021
SMITH, PAUL A		Y	N	0.0	<1	Oct 2020	Jan 2021
SUERO, RONALD		Y	N	0.0	<1	Oct 2020	Jan 2021
SUERO, YERLIN		Y	N	0.0	<1	Oct 2020	Jan 2021
SWANIGAN, ERIC		Y	N	0.0	<1	Oct 2020	Jan 2021
SYLVESTER, HOMER		Y	N	0.0	<1	Oct 2020	Jan 2021
TAVERAS, JUAN		Y	N	0.0	<1	Oct 2020	Jan 2021
TAYLOR, DAVID		Y	N	0.0	<1	Oct 2020	Jan 2021

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#### **Fund Participants By Shop**

#### Shop 353 - MARCAN BUS CORP DRIVERS AND MECHANICS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
TAYLOR, DWAYNE		Y	N	0.0	<1	Oct 2020	Dec 2020
TEJADA, ROBERTO		Y	N	0.0	<1	Oct 2020	Jan 2021
TEJERA, YSABEL		Y	N	0.0	<1	Oct 2020	Jan 2021
TELL, LISA		Y	N	0.0	<1	Jan 2021	Jan 2021
TELL, LISA		Y	N	0.0	<1	Oct 2020	Nov 2020
TICORA, LUZ		Y	N	0.0	<1	Oct 2020	Jan 2021
TORIBIO, SESLIO		Y	N	0.0	<1	Oct 2020	Jan 2021
TORRES, CRISTIAN		Y	N	0.0	<1	Oct 2020	Jan 2021
TORRES, MARIA		Y	N	0.0	<1	Oct 2020	Jan 2021
TULLOCH, WINSTON		Y	N	0.0	<1	Oct 2020	Jan 2021
URENA, RICARDO		Y	N	0.0	<1	Oct 2020	Jan 2021
VALDEZ, FRANCISCA M		Y	N	0.0	<1	Jan 2021	Jan 2021
VALDEZ, FRANCISCA M		Y	N	0.0	<1	Oct 2020	Nov 2020
VALDEZ, YANILKA		Y	N	0.0	<1	Oct 2020	Dec 2020
VALDEZ, YIRALDYS		Y	N	0.0	<1	Oct 2020	Jan 2021
VALENZUELA MARTINEZ,		Y	N	0.0	<1	Nov 2020	Jan 2021
VALERIO DE BAEZ, ANA		Y	N	0.0	<1	Oct 2020	Jan 2021
VALERIO, FABIO		Y	N	0.0	<1	Oct 2020	Jan 2021
VARGAS, FRANCISCO		Y	N	0.0	<1	Oct 2020	Nov 2020
VEGA, JOSE		Y	N	0.0	<1	Oct 2020	Oct 2020
VELASQUEZ, SOILO W		Y	N	0.0	<1	Oct 2020	Jan 2021
VILLAFANE, SARA		Y	N	0.0	<1	Oct 2020	Jan 2021
VIZCAINO, ROSA		Y	N	0.0	<1	Nov 2020	Jan 2021
WILEY, JASMINE		Y	N	0.0	<1	Oct 2020	Jan 2021
WILKS, PERSHAD		Y	N	0.0	<1	Oct 2020	Jan 2021
WILLIAMS, MICHAEL		Y	N	0.0	<1	Oct 2020	Jan 2021
WRIGHT, JERRY		Y	N	0.0	<1	Oct 2020	Jan 2021
ZAPATA, SALVADOR		Y	N	0.0	<1	Oct 2020	Jan 2021

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# **EXHIBIT G**

# Cases 7:2020xc04087843:554REDD0000000000011135242 Filled 050/025/221 Pageg4140fc4646 AMALGAMATED TRANSIT WORKERS LOCAL 854 PENSION FUND

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## **Fund Participants By Shop**

# Shop 361 - EMPIRE STATE BUS DRIVERS & MATRONS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
ADAMS JR, BRENTON K.		Y	N	0.0	<1	Oct 2020	Dec 2020
ALEXANDER, WILBER		Y	N	0.0	<1	Oct 2020	Dec 2020
BANHAN, CECIL		Y	N	0.0	<1	Nov 2020	Dec 2020
DE LA CRUZ, ISABEL		Y	N	0.0	<1	Oct 2020	Dec 2020
ESCOBAR, JOSE A. SANCH		Y	N	0.0	<1	Oct 2020	Dec 2020
GRIFFIN, BOBBY		Y	N	0.0	<1	Oct 2020	Dec 2020
GURLEY, JAMES R.		Y	N	0.0	<1	Oct 2020	Dec 2020
ISALES, ROBERTO		Y	N	0.0	<1	Oct 2020	Dec 2020
KAVRAL, MERCEDES		Y	N	0.0	<1	Oct 2020	Dec 2020
KINGWOOD, SHEILA		Y	N	0.0	<1	Oct 2020	Dec 2020
NEVERSON, JEROME		Y	N	0.0	<1	Oct 2020	Dec 2020
PAULINO, ANA S.		Y	N	0.0	<1	Oct 2020	Dec 2020
POWELL, ERIC		Y	N	0.0	<1	Oct 2020	Dec 2020
ROCCA, ANGELLY		Y	N	0.0	<1	Oct 2020	Dec 2020
ROCCA, MIRIAM		Y	N	0.0	<1	Oct 2020	Dec 2020
RODRIGUEZ, MARIA		Y	N	0.0	<1	Oct 2020	Dec 2020
SABINO URENA, ERIC		Y	N	0.0	<1	Oct 2020	Dec 2020
SMALLS, BENJAMIN		Y	N	0.0	<1	Oct 2020	Dec 2020
SMITH, SIMONE E		Y	N	0.0	<1	Oct 2020	Dec 2020
TERRERO, LUIS		Y	N	0.0	<1	Oct 2020	Dec 2020
VENTURA, LILIAN J.		Y	N	0.0	<1	Oct 2020	Dec 2020

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### **Fund Participants By Shop**

## Shop 360 - EMPIRE CHARTER DRIVERS & MATRONS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
ADAMS, DWANE		Y	N	0.0	<1	Oct 2020	Dec 2020
ALVAREZ, JESSICA		Y	N	0.0	<1	Oct 2020	Dec 2020
BERMUDEZ ORTIZ, GRIMII		Y	N	0.0	<1	Oct 2020	Dec 2020
BRYAN, ANTHONY		Y	N	0.0	<1	Oct 2020	Dec 2020
BURGHER, JUNE JOAN		Y	N	0.0	<1	Oct 2020	Dec 2020
CABRERA, JULIA P.		Y	N	0.0	<1	Oct 2020	Dec 2020
CABRERA, LUCIA		Y	N	0.0	<1	Oct 2020	Dec 2020
CRUZ, CARMEN		Y	N	0.0	<1	Oct 2020	Dec 2020
DE LA NEUZ, PAULA		Y	N	0.0	<1	Oct 2020	Nov 2020
DHUNDUP, LHAKPA		Y	N	0.0	<1	Oct 2020	Dec 2020
DUNKLEY, TESSA BROWN		Y	N	0.0	<1	Oct 2020	Dec 2020
DURAN AQUINO, ESTEFAN		Y	N	0.0	<1	Oct 2020	Dec 2020
FEROL, FREDERIC JEAN		Y	N	0.0	<1	Oct 2020	Dec 2020
FRANCIS, RUTH		Y	N	0.0	<1	Oct 2020	Dec 2020
HENRY, SABRINA		Y	N	0.0	<1	Oct 2020	Dec 2020
HUAMAN, DELCY		Y	N	0.0	<1	Oct 2020	Dec 2020
OHNSON, ODESHA		Y	N	0.0	<1	Oct 2020	Dec 2020
KEMP, CHANTE		Y	N	0.0	<1	Oct 2020	Dec 2020
LETT, PAMELA		Y	N	0.0	<1	Oct 2020	Dec 2020
PELLEW, JACQUELINE		Y	N	0.0	<1	Oct 2020	Dec 2020
QUEELEY, DHAMIE		Y	N	0.0	<1	Oct 2020	Dec 2020
RAMESSAR, KAMALWATT		Y	N	0.0	<1	Oct 2020	Dec 2020
ROMAIN, CARDWELL		Y	N	0.0	<1	Oct 2020	Dec 2020
SOLER, MARTHA		Y	N	0.0	<1	Oct 2020	Dec 2020
ΓERAN, LISETH		Y	N	0.0	<1	Oct 2020	Dec 2020
THOMPSON, MARILYN		Y	N	0.0	<1	Oct 2020	Dec 2020
ΓOULON, LISA		Y	N	0.0	<1	Oct 2020	Dec 2020
WALKER, JEROME		Y	N	0.0	<1	Oct 2020	Dec 2020
WASHINGTON, MEDINA		Y	N	0.0	<1	Oct 2020	Dec 2020
WASHINGTON, MYMECCA		Y	N	0.0	<1	Oct 2020	Dec 2020
WITT, LYNDA		Y	N	0.0	<1	Oct 2020	Dec 2020
WRIGHT, TARA		Y	N	0.0	<1	Oct 2020	Dec 2020
YOUNG, SHANIYA		Y	N	0.0	<1	Oct 2020	Dec 2020

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### **Fund Participants By Shop**

#### Shop 359 - ALLIED TRANSIT DRIVERS & MATRONS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
AGUDELO, IDALBA		Y	N	0.0	<1	Oct 2020	Dec 2020
ALLEN, MICHELLE		Y	N	0.0	<1	Oct 2020	Dec 2020
ALMODOVAR, ELSA E.		Y	N	0.0	<1	Oct 2020	Dec 2020
ALMONTE, MARGARET		Y	N	0.0	<1	Oct 2020	Dec 2020
APONTE, LEANIE		Y	N	0.0	<1	Oct 2020	Dec 2020
BABATUNDE, DAYO		Y	N	0.0	<1	Oct 2020	Dec 2020
BAILEY, FRANCINE		Y	N	0.0	<1	Oct 2020	Dec 2020
BAUGHAM, DONNELL		Y	N	0.0	<1	Oct 2020	Dec 2020
BEEPAT, KEVIN		Y	N	0.0	<1	Oct 2020	Dec 2020
BOYKINS, KINTAYA		Y	N	0.0	<1	Oct 2020	Dec 2020
BRIJBUKHAN, DEONARINE	E	Y	N	0.0	<1	Oct 2020	Dec 2020
BRITO, KARINA		Y	N	0.0	<1	Oct 2020	Dec 2020
BROWN, RAYMOND		Y	N	0.0	<1	Oct 2020	Dec 2020
CALENDA, LOUISE		Y	N	0.0	<1	Oct 2020	Dec 2020
CALISTE, PETER A.		Y	N	0.0	<1	Oct 2020	Dec 2020
CAMERON, HASSAN		Y	N	0.0	<1	Oct 2020	Dec 2020
CANTO, RUTH		Y	N	0.0	<1	Oct 2020	Dec 2020
CHARLES, JUSTINE		Y	N	0.0	<1	Oct 2020	Dec 2020
CHIMBO, MARIA		Y	N	0.0	<1	Oct 2020	Dec 2020
CORDOVA, CYNTHIA		Y	N	0.0	<1	Oct 2020	Dec 2020
DELACRUZ, ALCIBIADE		Y	N	0.0	<1	Oct 2020	Dec 2020
DOUGLAS, SUYAPA		Y	N	0.0	<1	Oct 2020	Dec 2020
EDWARDS, KENMAR		Y	N	0.0	<1	Oct 2020	Nov 2020
ESPINAL, NELIDA		Y	N	0.0	<1	Oct 2020	Dec 2020
FLOYD, TERRENCE		Y	N	0.0	<1	Oct 2020	Dec 2020
GOMEZ, JOCELYN DURAN		Y	N	0.0	<1	Oct 2020	Dec 2020
GONZALEZ, MARIA		Y	N	0.0	<1	Oct 2020	Dec 2020
GRAVES, GEORGE		Y	N	0.0	<1	Oct 2020	Dec 2020
GRESSEAU, HAROLD		Y	N	0.0	<1	Oct 2020	Dec 2020
GUNNING, DOUGLAS		Y	N	0.0	<1	Oct 2020	Dec 2020
GUZMAN, ANDREINA		Y	N	0.0	<1	Oct 2020	Dec 2020
HAROLD, DUMAY		Y	N	0.0	<1	Oct 2020	Dec 2020
HARRISON, PAUL		Y	N	0.0	<1	Oct 2020	Nov 2020
HENRIQUEZ, LETICIA		Y	N	0.0	<1	Oct 2020	Dec 2020
HERNANDEZ, LILIANA		Y	N	0.0	<1	Oct 2020	Dec 2020
HIXON, DINA		Y	N	0.0	<1	Oct 2020	Dec 2020
HOU, YUAN		Y	N	0.0	<1	Oct 2020	Dec 2020

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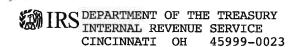
#### **Fund Participants By Shop**

### Shop 359 - ALLIED TRANSIT DRIVERS & MATRONS

Participant	SSN	Participant Status	Vesting Status	Past Service	Future Service	Participant Since	Last Contribution
JEROME, ARSENE		Y	N	0.0	<1	Oct 2020	Dec 2020
KEMP, LORRAINE		Y	N	0.0	<1	Oct 2020	Dec 2020
LAWRENCE, CURTIS ELVE		Y	N	0.0	<1	Oct 2020	Dec 2020
MANZANO, MIGUEL A.		Y	N	0.0	<1	Oct 2020	Dec 2020
MARTINEZ, AWILDA		Y	N	0.0	<1	Oct 2020	Dec 2020
MARTINEZ, GRISELDA		Y	N	0.0	<1	Oct 2020	Dec 2020
MARTINEZ, RAFAEL		Y	N	0.0	<1	Oct 2020	Dec 2020
MCCOLLOUGH, JOHNNIE L		Y	N	0.0	<1	Oct 2020	Dec 2020
MCFARLANE, BASIL		Y	N	0.0	<1	Oct 2020	Dec 2020
MITCHELL, SHAQUAN		Y	N	0.0	<1	Oct 2020	Dec 2020
MOSALEM, DESIREE		Y	N	0.0	<1	Oct 2020	Dec 2020
NOEL, EDWARD		Y	N	0.0	<1	Oct 2020	Dec 2020
PAIGE, VANESSA		Y	N	0.0	<1	Oct 2020	Dec 2020
PALMER, MARSHA		Y	N	0.0	<1	Oct 2020	Dec 2020
PAULINO, ADOLFO		Y	N	0.0	<1	Nov 2020	Dec 2020
PERSAUD, LEAKHRAM		Y	N	0.0	<1	Oct 2020	Dec 2020
PIERRE, BERNARD		Y	N	0.0	<1	Oct 2020	Dec 2020
QUARM, JOSEPH PRAH		Y	N	0.0	<1	Oct 2020	Dec 2020
REYES, VANESSA		Y	N	0.0	<1	Oct 2020	Dec 2020
RICCIARDI, PAUL		Y	N	0.0	<1	Oct 2020	Dec 2020
RIVERA JR, GONZALO		Y	N	0.0	<1	Oct 2020	Dec 2020
RODRIGUEZ, DOROTHY		Y	N	0.0	<1	Oct 2020	Dec 2020
ROMAN, NILDA		Y	N	0.0	<1	Oct 2020	Dec 2020
SANCHEZ, HECTOR		Y	N	0.0	<1	Oct 2020	Dec 2020
SANCHEZ, MANUEL JOSE		Y	N	0.0	<1	Oct 2020	Nov 2020
SANTANA, SALOMON		Y	N	0.0	<1	Oct 2020	Dec 2020
SANTOS, NURKI		Y	N	0.0	<1	Oct 2020	Dec 2020
SIMON, WALLACE T.		Y	N	0.0	<1	Oct 2020	Dec 2020
SMITH, ROBIN		Y	N	0.0	<1	Oct 2020	Dec 2020
SUARES, GERARD		Y	N	0.0	<1	Oct 2020	Dec 2020
ΓELLEZ, OSCAR AUGUSTO		Y	N	0.0	<1	Oct 2020	Dec 2020
VALCOURT, JOSEPH		Y	N	0.0	<1	Nov 2020	Dec 2020
VASQUEZ, ROBERTO		Y	N	0.0	<1	Oct 2020	Dec 2020
VENTURA, YAHAIRA		Y	N	0.0	<1	Oct 2020	Dec 2020
VILLARUEL, MERVYN		Y	N	0.0	<1	Oct 2020	Dec 2020
WARD, BRENT		Y	N	0.0	<1	Oct 2020	Dec 2020
WILLIAMS-WHITE, THERE		Y	N	0.0	<1	Oct 2020	Dec 2020

Printed On 02/25/21

# **EXHIBIT H**



Date of this notice: 04-21-2020

Employer Identification Number:

85-0774781

Form: SS-4

Number of this notice: CP 575 E

AMALGAMATED TRANSIT WORKERS LOCAL 854 PENSION FUND AMALGAMATED 420 W MERRICK RD VALLEY STREAM, NY 11580

For assistance you may call us at: 1-800-829-4933

IF YOU WRITE, ATTACH THE STUB AT THE END OF THIS NOTICE.

#### WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 85-0774781. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear-off stub and return it to us.

When you submitted your application for an EIN, you checked the box indicating you are a non-profit organization. Assigning an EIN does not grant tax-exempt status to non-profit organizations. Publication 557, Tax-Exempt Status for Your Organization, has details on the application process, as well as information on returns you may need to file. To apply for recognition of tax-exempt status under Internal Revenue Code Section 501(c)(3), organizations must complete a Form 1023-series application for recognition. All other entities should file Form 1024 if they want to request recognition under Section 501(a).

Nearly all organizations claiming tax-exempt status must file a Form 990-series annual information return (Form 990, 990-EZ, or 990-PF) or notice (Form 990-N) beginning with the year they legally form, even if they have not yet applied for or received recognition of tax-exempt status.

Unless a filing exception applies to you (search www.irs.gov for Annual Exempt Organization Return: Who Must File), you will lose your tax-exempt status if you fail to file a required return or notice for three consecutive years. We start calculating this three-year period from the tax year we assigned the EIN to you. If that first tax year isn't a full twelve months, you're still responsible for submitting a return for that year. If you didn't legally form in the same tax year in which you obtained your EIN, contact us at the phone number or address listed at the top of this letter.

For the most current information on your filing requirements and other important information, visit www.irs.gov/charities.